

MAR 21 2008

PATENT APPLICATION
Docket No. 16836.2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Bian Jianzheng

Serial No.:

10/585,387

Filed:

July 6, 2006

Conf. No.:

2993

For:

TENSION LOCK FOR EXHIBITION FRAMES

Examiner:

Michael P. Ferguson

Customer No.:

022913

Art Unit
3679REQUEST FOR REFUND UNDER 35 U.S.C. §42 AND 37 C.F.R. §1.26Refunds Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An Amendment "A" was submitted in the above-referenced patent application on February 29, 2008. The Amendment "A" was filed in response to the Office Action mailed October 11, 2007 (Office Action). As part of that amendment submission, an extension fee of \$1,115.00 was paid. A copy of the Electronic Patent Application Fee Transmittal is attached as Exhibit A.

The \$1,115.00 fee was paid under 37 CFR §1.17(a)(5) for a five-month extension of time to respond to the Office Action. However, the Amendment "A" was submitted on February 29, 2008, which was within the period of time only requiring a two-month extension of time. Thus,

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the extension of time fee should have been a fee of \$230.00. Therefore, \$885.00 of the \$1,115.00 extension of time fee was paid by mistake.

Thus, Applicants hereby request, under 35 USC §42 and 37 CFR §1.26, a refund in the amount of \$885.00 for the fee (five-month extension of time) that was paid by mistake. The extension of time fee was paid by credit card, and the refund can be made to the same credit card, which is a VISA with account number ending 4587.

If there any questions regarding this request for a refund, they can be directed to the undersigned attorney.

Dated this 21st day of March 2008.

Respectfully submitted,

/J. Dustin Howell/ Reg. # 60701
J. DUSTIN HOWELL

Registration No. 60,701
Attorney for Applicant
Customer No. 022913
Telephone No. 801.533.9800

JDH
DH0000000358V001

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FAX NO. 8013281707

P. 05

EXHIBIT A

MAR 21 2008

Electronic Patent Application Fee Transmittal				
Application Number:	10585387			
Filing Date:	06-Jul-2006			
Title of Invention:	Tension lock for exhibition frames			
First Named Inventor/Applicant Name:	Bian Jianzheng			
Filer:	Jack Dustin Howell/Joan Edginton			
Attorney Docket Number:	16836.2			
Filed as Small Entity				
U.S. National Stage under 35 USC 371 Filing Fees				
Description	Fee Code	Quantity	Amount	Sub-Total In USD(\$)
Basic Filing:				
Pages:				
Claims:				
Miscellaneous-Filing:				
Petition:				
Patent-Appeals-and-Interference:				
Post-Allowance-and-Post-Issuance:				
Extension-of-Time:				
Extension - 6 months with \$0 paid	2255	1	1115	1115

Description	Fee Code	Quantity	Amount	Sub-Total in USD(\$)
Miscellaneous:				
Total in USD (\$)				1115

Application Number Information

Application Number: 10/585387

Assignments

Filing or 371(c) Date: 07/06/2006 eDan

Effective Date: 07/06/2006

Application Received: 07/06/2006

Pat. Num./Pub. Num: /20070157678

Issue Date: 00/00/0000

Date of Abandonment: 00/00/0000

Attorney Docket Number: 16836.2

Status: 41 /NON FINAL ACTION MAILED

Confirmation Number: 2993

Title of Invention: TENSION LOCK FOR EXHIBITION FRAMES

Examiner Number: 78946 / **FERGUSON, MICHAEL**

Group Art Unit: 3679

IFW Madras

Class/Subclass:

403/252.000

Lost Case: NO

Interference Number:

Unmatched Petition: NO

L&R Code: Secrecy Code: 1

Third Level Review: NO

Waiting for Response
Desc.**Mail Non Final**

Secrecy Order: NO

Status Date: 10/11/2007

Bar Code	PALM Location	Location Date	Charge to Loc	Charge to Name	Employee Name	Location
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Appln
Info

Contents

Petition Info

Atty/Agent Info

Continuity/Reexam

Foreign Data

Search Another: Application #

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or Patent#

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or PG PUBS #

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Attorney Docket #

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Bar Code #

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ATTORNEYS AND COUNSELORS
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SALT LAKE CITY, UTAH 84111
PHONE: (801) 533-9800
FAX: (801) 328-1707**Facsimile Cover Page**

To: Central Fax No. - UNITED STATES PATENT AND TRADEMARK OFFICE
Fax No.: (571) 273-8300
No. of Pages: 7 (incl. this page)
From: J. Dustin Howell, Esq. - WORKMAN | NYDEGGER
Date: March 21, 2008
Our File: 16836.2

CONFIDENTIAL

PLEASE SEE ATTACHED.

PRIVACY: THE INFORMATION TRANSMITTED IN THIS FACSIMILE MESSAGE (INCLUDING ANY ATTACHMENTS) IS A PRIVATE COMMUNICATION AND MAY CONTAIN CONFIDENTIAL AND/OR PRIVILEGED INFORMATION THAT MAY BE EXEMPT FROM DISCLOSURE UNDER LAW. UNLESS YOU ARE THE INTENDED RECIPIENT (OR AUTHORIZED TO RECEIVE THIS MESSAGE FOR THE INTENDED RECIPIENT), YOU MAY NOT USE, COPY, OR DISCLOSE TO ANYONE THE MESSAGE OR ANY INFORMATION CONTAINED IN OR WITH THE MESSAGE. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE ADVISE THE SENDER BY TELEPHONE, AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE (INCLUDING ANY ATTACHMENTS).

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PATENT APPLICATION
Docket: 16836.2

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022913

) Art Unit
) 3679CERTIFICATE OF FACSIMILE TRANSMISSIONVia Facsimile (571) 273-6500
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I hereby certify that this Request for Refund Under 37 CFR 1.26 is being transmitted via facsimile at facsimile number (571) 273-8300 to the U.S. Patent and Trademark Office on the date shown below.

Dated this 21st day of March 2008.

Respectfully submitted,

/J. Dustin Howell/ Reg. # 60701
J. DUSTIN HOWELLRegistration No. 60,701
Attorney for Applicant
Customer No. 022913
Telephone No. 801.533.9800Transmitted: Certificate of Facsimile Transmission (1 page)
Request for Refund Under 37 C.F.R. 1.26 (2 pages)
Exhibit A (2 pages)

Electronic Patent Application Fee Transmittal

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Petition:	<div style="text-align: right; font-size: small;"> Adjustment date: 04/03/2009 MGEEREM1 02/23/2009 INTERPS 00000962 10 45387 01 FC:2255 -1115.00 CP </div>			
Patent-Appeals-and-Interference:	<div style="text-align: right; font-size: small;"> 04/03/2009 MGEEREM1 00000052 10585387 01 FC:2252 235.00 CP </div>			
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Extension-of-Time:				
Extension - 5 months with \$0 paid	2255	1	1115	1115

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